

NOTICE OF RULE ADOPTION—FINAL RULE



STATE OF MISSISSIPPI
Commission on Environmental Quality
Department of Environmental Quality
Office of Pollution Control

Mississippi Department of Environmental Quality
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Specific Legal Authority Authorizing the promulgation of Rule: Miss. Code Ann. §§ 49-2-9(1) and 49-17-85 (2003).

Reference to Rules repealed, amended or suspended by the Proposed Rule : replaces and supercedes the Final FY-2008 Water Pollution Control (Clean Water) Revolving Loan Fund Intended Use Plan (FY-2008 IUP)

Date Rule Proposed: November 7, 2008

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: The FY-2009 Water Pollution Control (Clean Water) Revolving Loan Fund Intended Use Plan (FY-2009 IUP) determines the projects to be funded, and provides the terms of the assistance that will be provided during FY-2009.

The Agency Rule Making Record for this rule including any written comments received during the comment period and the record of any oral proceeding is available for public inspection by contacting the Agency at the above address.

☒ An oral proceeding was held on this rule:

Date: December 4, 2008

Time: 11:00 a.m.

Place: Commission Hearing Room, Department of Environmental Quality, ~~Southport Center, 2380 Highway 80 West~~, Jackson, Mississippi

515 EAST AMITE ST.
[Signature]

☐ An oral proceeding was not held on this rule.

The Agency has considered the written comments and the presentations made in any oral proceedings, and

☐ This rule as adopted is without variance from the proposed rule.

☐ This rule as adopted differs from the proposed rule as there are minor editorial changes which affect the form rather than the substance of the rule.

☒ The rule as adopted differs from the proposed rule. The differences however are:

Within the scope of the matter in the notice of proposed rule adoption,

The logical outgrowth of the contents of the Notice of Proposed Rule Adoption and the comments submitted in response thereto, and

The Notice of Proposed rule Adoption provided fair warning that the outcome of the proposed rule adoption could be the rule in question.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Effective Date of Rule: Adopted December 11, 2008

Effective 30 days after filing.

Ted Lampton

Theodore D. Lampton
Senior Attorney, MDEQ